

File
DPU.

COPY

September 20, 1941

Mr. Harry Burnett, Selectman
Deerfoot Road
Southborough, Mass.

Dear Mr. Burnett,

With reference to the hearing to be held September 22, 1941, by the Commission of the Department of Public Utilities, as to the propriety of certain suspended schedules of rates and charges for gas, filed with the Department by the Marlborough-Hudson Gas Company; kindly convey the desire of the entire Board of Selectmen, to protest most vigorously to any unnecessary raise in the gas rates, as was voted at our last meeting, September 19, 1941.

Yours truly,

BOARD OF SELECTMEN

By *Hamilton Armstrong*

Clerk.

BS:HA



The Commonwealth of Massachusetts
DEPARTMENT OF PUBLIC UTILITIES

RECEIVED
SEP 15 1941
Notified Board
SEP 15 1941

September 11, 1941

File
Opw.

(D.P.U. 6534)

Investigation by the Department upon its own motion as to the propriety of certain suspended schedules of rates and charges for gas filed with the Department by the Marlborough-Hudson Gas Company.

To the Selectmen
Southborough, Mass.

Gentlemen:

In the matter of the foregoing investigation the Commission of the Department of Public Utilities will hold a public hearing on Monday, September 22, 1941 at 2:15 o'clock in the afternoon, at its hearing-room, 166 State House, Boston.

By order of the Department,

Maushook
Secretary

*File
Gas Company*

PETITION OF MARLBOROUGH-HUDSON GAS COMPANY
FOR RELEASE OF BOND REQUIREMENTS

TO THE SELECTMEN OF SOUTHBORO, MASSACHUSETTS

Respectfully represents MARLBOROUGH-HUDSON GAS COMPANY a Massachusetts Corporation authorized to manufacture and distribute gas in Southboro, Massachusetts, and that pursuant to vote of your honorable board it was given permission to construct and maintain lines of pipes in the public streets of Southboro and to excavate said streets for that purpose upon the condition that it file and continue a bond payable to the Town of Southboro in the amount of \$5,000, to indemnify said town against all damages, costs and expenses to which it might be subjected by reason of any defect or insufficiency in the highways occasioned by the excavation and presence of its pipes.

It further represents that said Company now carries Public Liability Insurance up to \$25,000 for one person killed or injured and \$100,000 for two or more persons killed or injured in one accident. Furthermore, said Company respectfully represents that it is a responsible tax payer in the Town of Southboro owning taxable property in excess of \$18,000 and that it has consistently protected the rights of the public in said public streets whenever it has carried on work in the course of its business.

In view of the above facts MARLBOROUGH-HUDSON GAS COMPANY prays that it be relieved of the requirement to continue the bond of \$5,000 heretofore in force and that the requirement of giving such security before excavating in the public streets be waived.

MARBOROUGH-HUDSON GAS COMPANY

By

*Geo W. Perry
Vice Pres.*

March 9, 1932.

Marlborough, Hudson Gas Company
Marlborough, Mass.

Gentlemen:

In regard to your recent petition in which you pray that you be relieved of the requirement of continuing the bond of five thousand dollars (\$5000) heretofore in force and that the requirement of giving such security for excavating in public streets be waived, please be advised that such petition has been granted.

Very truly yours,

Chairman.

AWH:K

MARLBOROUGH ELECTRIC COMPANY
MARLBOROUGH-HUDSON GAS COMPANY
WESTBOROUGH GAS AND ELECTRIC COMPANY

OFFICE
250 MAIN ST., MARLBOROUGH, MASS.
TELEPHONE 1230

November 6, 1930.

Town of Southboro
Board of Selectmen
Southboro, Mass.

Gentlemen:

The undersigned respectfully petition your Honorable Board for permission to open a trench on School St. for the purpose of extending its main and service pipes north from the entrance to Southboro Arms approximately 550 ft., to the residence of Mr. Saunders and Mr. ~~Suydan~~. Trench to be on the west side of the street.

Very truly yours,

Marlboro-Hudson Gas Co.

By

Robert H. Jameson

Southborough, March 7, 1929.

The Columbia Casualty Company,

55 Broad Street,

Boston, Mass.,

Gentlemen:

Your favor of the 25th ult. in regard to the Marlboro-
Hudson Gas Co. permit bond.

The communication will be referred to the Board of
selectmen for consideration.

Yours very truly,

Town Clerk.



Columbia Casualty Company

Home Office, One Park Avenue, New York

CHARLES H. NEELY, PRESIDENT

BOSTON OFFICE

ARTHUR JAMES, RESIDENT MANAGER

33 BROAD STREET
BOSTON, MASS.

PHONE: HUBBARD 4080

March 6, 1929.

City Clerk
City Hall
Southboro, Mass.

Dear Sir: In re 1996 Marlboro-Hudson Gas Co. - Street
Permit Bond - City of Southboro, Mass.

We are enclosing, herewith, copy of letter sent you
February 25th which is self-explanatory. Will you kindly
acknowledge this letter by return mail.

Very truly yours,

Grove B. Griffith
Grove B. Griffith, Supervisor
BONDING DEPARTMENT

W/B

W/B

Grove B. Griffith, Supervisor
BONDING DEPARTMENT

FIDELITY AND DEPOSIT COMPANY

OF MARYLAND

FIDELITY *and* SURETY BONDS *and* BURGLARY INSURANCE

BALTIMORE

A. A. DORITY

AGENT

79 MILK STREET



BOSTON, MASS.

January 9th, 1928

Charles F. Choate, Esq.
30 State Street
Boston, Massachusetts

Dear Sir:-

I beg to acknowledge receipt of letter duly signed, releasing the bond of the Marlborough Hudson Gas Company running to the Town of Southborough.

Thanking you for your courtesy in this matter, I remain,

Very truly yours,

A. A. DORITY

January 7, 1928

Fidelity and Deposit Company of Maryland
79 Milk Street
Boston, Mass.

Gentlemen:

Enclosed you will find the letter
which you requested in your letter of July 8th.

Very truly yours,

CFC3rd:MED
Enc.

January 3, 1928.

Fidelity & Deposit Company of Maryland,
79 Milk St.,
Boston, Mass.

Attention: A. A. Dority, Esq.

Gentlemen:

I have your letter of December 16.
I am sorry to say that I do not believe we ever
received your letter of July 9 to which you
refer. I will take up the matter at the next
meeting and advise you promptly.

Very truly yours,

CPC3-A

Chairman, Board of Selectmen
Address: 30 State St., Boston

FIDELITY AND DEPOSIT COMPANY

OF MARYLAND

FIDELITY *and* SURETY BONDS *and* BURGLARY INSURANCE

BALTIMORE

A. A. DORITY

AGENT

79 MILK STREET



BOSTON, MASS.

December 16, 1927

City Solicitor
Town of Southboro
Southboro, Mass.

Dear Sir:-

Under date of July 8th, 1927 I wrote you as per the enclosed copy, and cannot find that I have ever had an acknowledgment of the same. It may be that you wrote to the company direct. It seems to me that we ought to be able to find some way to get this old bond canceled as of the filing of the new bond. I enclose herewith a suggested form of release that will be satisfactory as it does not jeopardize the rights of the Town of Southboro.

Respectfully yours,

A. A. DORITY

AAD:MD

December 16, 1927

WHEREAS, a bond in the sum of Five Thousand (5000) Dollars dated on or about September 9th, 1926 payable to the Town of Southboro conditioned to hold the Town of Southboro harmless for any openings or use of the streets in the Town of Southboro by the Marlboro-Hudson Gas Company, and

WHEREAS, under date of July 1st, 1927 a new bond was executed, which bond was executed to take the place from and after July 1st, 1927 of the bond formerly executed, and

WHEREAS, it is the desire of both the principal and surety that said bond executed bearing date of September 9th, 1926 be canceled for future acts only, as of the date of the filing of the new bond.

It is hereby agreed that any and all permits issued to the said Marlboro Hudson Gas Company on and after July 1st, 1927 shall be issued under the bond dated July 1st, 1927 and not under the bond dated on or about September 9, 1926; it being understood and agreed, however that the principal and surety shall be and remain liable on all permits issued by the Town of Southboro from September 9, 1926 to July 1st, 1927 at which time the new bond was filed.

IN WITNESS WHEREOF we hereunto set our hands and seals this day of December, 1927.

TOWN OF SOUTHBORO

Witness:-

BY.....

.....

.....

COPY

July 8th, 1927

Town of Southboro
Southboro
Massachusetts

Gentlemen:-

This company acted as surety on the bond of the Marlboro-Hudson Gas Company in the sum of \$5,000 payable to your Town, said bond bearing date of September 9th, 1926. It is the desire of the Marlboro-Hudson Gas Company that all of their bonds and policies expire as of July 1st, and they have, therefore asked us to give them a new bond which we have done dated July 1st.

I wish that upon the filing of this new bond as of July 1st that from and after July 1st, the old bond is so marked that no liability can accrue under the same. In other words, it is our desire to be bonded in the sum of \$5,000 to your Town, and not to let the other bond continue on and have our total liability \$10,000. I would like a letter from you advising me that this is your understanding of the situation.

Respectfully yours,

AAD:MD

*File
Gas Co.*

MARLBOROUGH ELECTRIC COMPANY
MARLBOROUGH-HUDSON GAS COMPANY
WESTBOROUGH GAS AND ELECTRIC COMPANY

OFFICE
250 MAIN ST., MARLBOROUGH, MASS.
TELEPHONE 1230

September 20, 1927

Board of Selectmen,
Southborough, Mass.

Gentlemen:

The undersigned respectfully petitions your honorable Board for permission to open a trench on Main Street for the purpose of extending its gas main and services to the residence of Arthur Scott as per the attached sketch, main to extend approximately 350 feet, and to be installed on the south side of the road.

Respectfully yours,

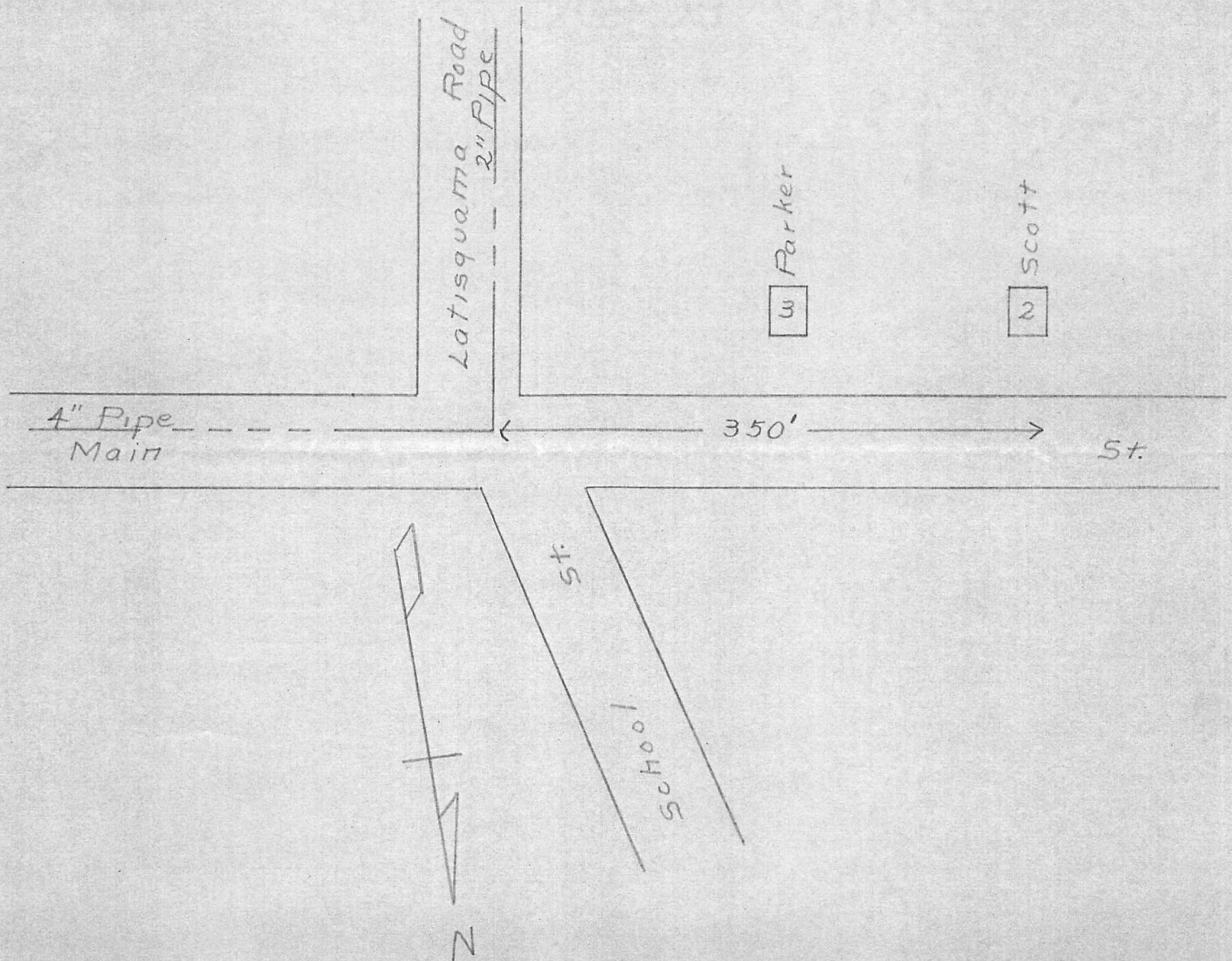
MARLBOROUGH-HUDSON GAS CO.

BY *James D. Carey.*

JDC:EC
1 Inc.

MARLBOROUGH ELECTRIC COMPANY
MARLBOROUGH-HUDSON GAS COMPANY
WESTBOROUGH GAS AND ELECTRIC COMPANY

OFFICE
250 MAIN ST., MARLBOROUGH, MASS.
TELEPHONE 1230



Sept. 30, 1927.

Marlboro-Hudson Gas Company,
250 Main St.,
Marlboro, Mass.

Gentlemen:

The selectmen have your two letters of September 20, 1927, in regard to permission to open a trench on Main Street for the purpose of extending the gas main to the residence of Arthur Scott as per attached sketch and for permission to open a trench across Main Street to install gas in the new fire department building.

Permission is hereby granted to open a trench to the residence of Arthur Scott.

I will have to advise you further on the question of crossing Main Street and will do so as soon as possible.

Very truly yours,

CFC3-A

Selectman, Town of Southborough
Address: 30 State St., Boston.

OFFICE OF

MARLBOROUGH-HUDSON GAS COMPANY

165 MAIN STREET

MARLBOROUGH, MASS. July 8, 1913.

Mr. F. D. Newton,
Payville, Mass.

Dear Sir:

Referring to the question of the permit relating to gas pipes in Southboro I would ask just what kind of a bond will be satisfactory to the town. If the town requires large bond with a surety copy this will be a continual expense to us and possibly will be greater than our profits from the payment of gas in Southboro and under those conditions we will be unable to lay any pipes or services there.

Very truly yours,

Marlboro-Hudson Gas Co.,

By

O. W. Halladay
Local Manager.

Per Board of Selectmen

Southborough, Mass.

August 13th A. D. 1912.

Ordered

That permission be and hereby is granted the Marlboro-Hudson Gas Company, a corporation duly established by the laws of the Commonwealth of Massachusetts, to dig up and open the ground in certain streets and highways of the said Town of Southborough for the purpose of laying, maintaining and repairing pipes for the purpose of conveying gas in, along and through the following highways and streets in the said town of Southborough, to wit:- From the highway known as Turnpike Road in said town of Southborough over Pleasant and Cherry Sts. to Central St. substantially as shown on a plan as presented and filed in the Clerk's office of said Town of Southborough. The foregoing permission is subject to the following conditions:-

1. That said company shall complete the work of digging the streets, laying pipes and covering the same on or before the first day of January 1913.
2. That the highways and streets shall be left in as good condition in every way as the same now are.
3. All trenches shall be solidly filled and surface rolled with a steam roller to the satisfaction of the Selectmen of Southborough or of the officer appointed by them.
4. That said Company will pay to a supervisor appointed by the Selectmen aforesaid not less than three dollars per day during the construction of the work.
5. That said Company will indemnify and save harmless the said Town of Southborough against all damages, costs and expenses whatsoever which the Town may be subjected to in consequence of the acts or neglect of said Company, its agents or servants, or in any manner arising from the rights and privileges granted by said town.
6. Said Company will before any street or highway is disturbed or any work preparatory thereto is begun, execute and deliver to said Selectmen its bond in a penal sum of ten thousand (10,000) Dollars conditioned for the faithful performance of this agreement and the provisions of said permit

(SIGNED)

Francis D. Newton
Paul S. Lincoln

Selectmen
of
Southboro

OFFICE OF

MARLBOROUGH-HUDSON GAS COMPANY

165 MAIN STREET

MARLBOROUGH, MASS.....September 3, 1912.

Mr. F. D. Newton, Chairman,
Board of Selectmen,
Town of Southboro, Mass.

Dear Sir:-

Enclosed please find a bond executed in the sum
of \$10,000. with the Equitable Surety Company.

In your permit you **speak** of a bond but do not say
that it should be a Surety Company bond.

In order to give the Town the greatest protection
in this matter we have had a Surety Company's bond executed
covering the requirements of your Board.

Very truly yours,

Marlborough-Hudson Gas Co.,

By *J. W. Halladay*
Local Manager,

OFFICE OF

MARLBOROUGH-HUDSON GAS COMPANY

165 MAIN STREET

MARLBOROUGH, MASS..... May 28, 191 2

Board of Selectmen,

Town of Southboro, Mass.

Gentlemen:-

The Marlborough-Hudson Gas Company, a corporation duly established by the laws of the Commonwealth of Massachusetts, requests permission from the Board of Selectmen of the Town of Southboro, to dig up and open the ground in the streets, lanes, and highways in said Town of Southboro for the purpose of laying, maintaining, and repairing pipes for the purpose of the transmission of gas between Framingham and Marlboro and of supplying gas to the inhabitants of Southboro.

Very truly yours,

Marlborough-Hudson Gas Co.,

By

O. W. Halladay
Local Manager.

CHOATE, HALL & STEWART,

CHARLES F. CHOATE, JR.
JOHN L. HALL
RALPH A. STEWART
FREDERICK H. NASH
FRANK W. KNOWLTON
JOSEPH WENTWORTH
ARTHUR J. YOUNG

ROOMS 1017-1031
60 STATE STREET

BRANCH EXCHANGE MAIN 6160

BOSTON, MASS. June 14, 1912.

Board of Selectmen,
Southboro, Mass.

Gentlemen:-

With reference to the petition of the Marlboro-Hudson Gas Company for permission to dig up the streets in Southboro for the purpose of laying gas pipes, I have to say gas companies, and I assume this one is included within the subject of the same rule, are organized under the general laws with authority to lay mains and supply gas in the cities in which they are organized.

It has been the practice to obtain additional legislative authority for extension into other towns. I have not yet found any authority for the Marlboro-Hudson Gas Company to extend into Southboro. There may be such authority which I have not found, but I should, before acting upon that petition, ask them to point it out. I think you should also have from them some statement as to the points between which they desire by this petition to obtain authority to open the streets so that your permit could specify with certainty exactly where they were authorized to lay their pipes. I should think also that you would want to specify the part of the highway in which the pipes should be laid to avoid unnecessary inconvenience and damage to the trees etc.

I should think a bond to protect the town from all liability for an amount of at least \$20,000 would be desirable and I remember the town found it of advantage when the street

- 2 -

railways were at work to appoint a supervisor who was to be paid by the railway company to see that the surface of the streets was properly replaced and made safe, and that while the work was being carried on suitable lights and barriers were in position.

Your authority to grant the permit is found in Revised Laws Chapter 110, Sections 76 and 78.

I return the petition herewith.

Yours very truly,

Chas. F. Choate

OFFICE OF

MARLBOROUGH-HUDSON GAS COMPANY

165 MAIN STREET

MARLBOROUGH, MASS. Oct. 11, 1912.

Board of Selectmen,
Southboro, Mass.

Gentlemen:-

The Marlborough-Hudson Gas Company, a corporation duly established by the laws of the Commonwealth of Massachusetts, requests permission from the Board of Selectmen of the Town of Southboro, to dig up and open the ground in the streets, lanes, and highways in said Town of Southboro as hereinafter named for the purpose of laying, maintaining, and repairing pipes used for the transmission of gas.

The streets above referred to are:

Pleasant Street from the Turnpike Road to Cherry Street.

Cherry Street from Pleasant St. to Central Street.

Very truly yours,

Marlborough-Hudson Gas Co.,

By *O. W. Halladay*
Local Manager.

JOSEPH BURNETT COMPANY.

36 INDIA STREET.

Boston, June 11, 193.

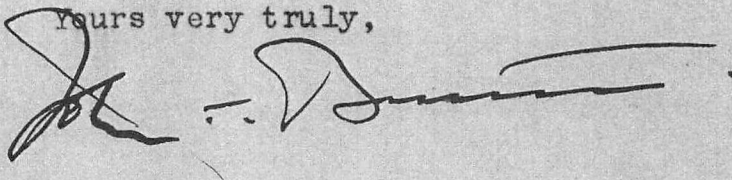
F. D. Newton, Esq.,

Fayville, Mass.

Dear Frank:

I think it would be a good idea to have a representative of the Gas Company meet the Board at our meeting on Friday evening. as I have the agreement granting them their location drawn up by Choate. I think they might be apt to object, and we want to discuss the matter with them. I have written Paul asking him to be sure and be over, so we can settle up this gas question. I think it important that the matter be settled, so that the pipes can be laid before Main Street is done over.

Yours very truly,

A handwritten signature in dark ink, appearing to read "J. Burnett", written over the typed name "Joseph Burnett". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

H. F. HURLBURT, PRESIDENT
F. P. CABOT, TREASURER
C. W. MORSE, GEN'L MANAGER

Gas. Co.

STOVES, FIXTURES AND APPLIANCES
OF ALL KINDS IN STOCK
AGENT WELSBACH GAS LAMP

OFFICE OF

MARLBOROUGH-HUDSON GAS LIGHT COMPANY,

CHAMBERLAIN BLOCK, WOOD SQUARE,

Marlboro
HUDSON, MASS., *June 2* 190*5*

C. L. Fairbanks Esq
Clerk of Selectmen Southboro
Dear Sir

I had intended being at the meeting of your Board this evening but presumed that owing to the death of Mr Sears that you would not do any business until you elected a new Board for the right to lay pipe in the streets of Southboro for the purpose of supplying gas to the people and if you want us to present a petition in writing will be prepared to do so at your next meeting
Yours truly
C. W. Morse